



Suzanne Henderson

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**AMENDMENT OF DESCRIPTION OF OIL, GAS AND MINERAL LEASE**

STATE OF TEXAS        }

COUNTY OF TARRANT }

WHEREAS, Ritchie Bros. Properties, Inc., a Washington Corporation hereinafter referred to as "Lessor" heretofore executed an Oil, Gas, and Mineral Lease, dated December 8, 2006, to XTO Resources I, LP, hereinafter referred to as "Lessee" and as recorded at Clerk's Document No. D206404494, Official Public Records of Tarrant County, Texas, hereinafter referred to as "The Lease", whereby Lessor leased certain lands situated in Tarrant County, Texas, as described in Exhibit "A" of the Lease to wit:

80.000 acres, more or less, being a tract out of the Crawford Brown Survey, A-157, also described as being out of Lot 1, in Block 1 of the RITCHIE BROTHERS ADDITION, an addition to the City of Fort Worth, Tarrant County, Texas according to plat recorded Cabinet A, Slide 8206 of the plat records of Tarrant County, Texas and being more particularly described in that certain QUITCLAIM DEED dated October 26, 1998, from RITCHIE BROS. PROPERTIES- LIMITED PARTNERSHIP, grantor, to RITCHIE BROS. PROPERTIES, INC., a Washington Corporation, grantee, and recorded in volume 13507, page 452, in the Deed Records of Tarrant County, Texas.

and

82.791 acres, more or less, being a tract out of the Crawford Brown Survey, A-157, also described as being out of Lots 2R1A, 2R4, 3R1, 4, 5, in Block 1 of the RITCHIE BROTHERS ADDITION, an addition to the City of Fort Worth, Tarrant County, Texas according to the plat recorded Cabinet A, Slide 8206 of the plat records of Tarrant County, Texas and being more particularly described in that certain QUITCLAIM DEED dated October 26, 1998, from BRIDGEPORT AGENCIES, INC., a Washington corporation, grantor, to RITCHIE BROS. PROPERTIES, INC., a Washington Corporation, grantee, and recorded in volume 13507, page 454, in the Deed Records of Tarrant County, Texas.

and

0.835 acres, more or less, being a tract out of the Crawford Brown Survey, A-157, also described as being between Lots 2R2, 2R3, in Block 1 of the RITCHIE BROTHERS ADDITION, an addition to the City of Fort Worth, Tarrant County, Texas according to the plat recorded Cabinet A, Slide 8206 of the plat records of Tarrant County, Texas and being more particularly described in that certain QUITCLAIM DEED dated January 11, 2005, from City of Lake Worth, grantor, to RITCHIE BROS. PROPERTIES, INC., grantee, and recorded in Instrument #: D205013170 in the Deed Records of Tarrant County, Texas.

and

9.545 acres of land, more or less, being to the center of the R-O-W of 1-820, that runs along the South East side of the tract owned by RITCHIE BROS. PROPERTIES, INC. and located in the Crawford Brown Survey, A-157 and being a portion of a JUDGMENT dated May 1, 1975, The State of Texas vs The Fort Worth National Bank, Trustee, et al, recorded Volume 5825, Page 893 in the County records of Tarrant County, Texas

LESS AND EXCEPT

28.463 acres, more or less, being a tract out of the Crawford Brown Survey, A-157, also described as being all of Lots 2R2, 2R3, in Block 1 of the RITCHIE BROTHERS ADDITION, an addition to the City of Fort Worth, Tarrant County, Texas according to

the plat recorded Cabinet A, Slide 8206 of the plat records of Tarrant County, Texas and being more particularly described in that certain WARRANTY DEED dated January 12, 2005, from RITCHIE BROS. PROPERTIES, INC., a Washington Corporation, grantor, to CANYON LAKE WORTH PROPERTIES, LP a Texas limited partnership., grantee, and recorded in Instrument #- D205017861 in the Deed Records of Tarrant County, Texas.

**LESS AND EXCEPT**

0.488 acres, more or less, being a tract out of the Crawford Brown Survey, A-157, also described as being out of Lots 2R1, in Block 1 of the RITCHIE BROTHERS ADDITION, an addition to the City of Fort Worth, Tarrant County, Texas according to the plat recorded Cabinet A, Slide 8206 of the plat records of Tarrant County, Texas and being more particularly described in that certain GIFT DEED dated March 8, 2005, from RITCHIE BROS. PROPERTIES, INC., a Washington Corporation, grantor, to City of Lake Worth., grantee, and recorded in Instrument #: D205152427 in the Deed Records of Tarrant County, Texas. Leaving a aggregate of 124.22 acres, more or less

**AND WHEREAS**, said description in the Exhibit "A" of the Lease is incomplete and indefinite and the lands intended to be covered are more accurately described as follows:

120.935 acres, more or less, located in the Crawford Brown Survey, Abstract No. 157, Tarrant County, Texas, being more particularly described, in two (2) tracts, as follows:

**TRACT ONE:** 111.39 acres, more or less, being 60 acres, more or less, described in Quitclaim Deed, dated October 26, 1988, from Ritchie Bros. Properties, Limited Partnership to Ritchie Bros. Properties, Inc., recorded in Volume 13507, Page 452, Deed Records, Tarrant County, Texas, **AND** 82.791 acres, more or less, described in Quitclaim Deed from Bridgeport Agencies, Inc. to Ritchie Bros. Properties, Inc., dated October 26, 1998, recorded in Volume 13507, Page 454, Deed Records, Tarrant County, Texas, **LESS AND EXCEPT** the following two (2) tracts:

A. 30.913 acres, more or less, being 28.463 acres, more or less, described in Warranty Deed, dated January 12, 2005, from Ritchie Bros. Properties, Inc., to Canyon Lake Worth Properties, L.P., recorded in Tarrant County Clerk Document No. D205017861, Deed Records, Tarrant County, Texas, and (2) 2.45 acres, more or less, being that portion of Ritchie Drive located adjacent to the above-described 28.463 acres, as depicted and described on Re-Plat of Lots 2R1 and 3R1, Block 1, Ritchie Bros. Addition, Cabinet A, Slide 8206, Plat Records, Tarrant County, Texas, and

B. 0.488 acres, more or less, described in Gift Deed, dated March 8, 2005, from Ritchie Bros. Properties, Inc., a Washington Corporation, to City of Lake Worth, recorded in Tarrant County Clerk Document No. D205152427, Deed Records, Tarrant County Texas.

**TRACT TWO:** 9.545 acres, more or less, being that portion of 21.318 acres, more or less, described in a Condemnation Judgment, dated May 1, 1975, styled *The State of Texas v. The Fort Worth National Bank, Trustee, et al*, in the District Court of Tarrant County, Texas, 153<sup>rd</sup> Judicial District, recorded in Volume 5825, Page 893, Deed Records, that is located adjacent to Tract One (111.39 acres), described above, to the centerline of such 21.318 acres, being a portion of Interstate Highway 820.

**WHEREAS**, the lease and all rights and privileges thereunder are now owned and held by XTO ENERGY INC., a Delaware Corporation.

**NOW, THEREFORE**, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned **Ritchie Bros. Properties, Inc., a Washington Corporation** does hereby declare that it was and is our intention to lease for oil and gas purposes the identical tract of land last above described; and we hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

**EXCEPT** as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessor recognizes said lease as a valid and sustaining Oil, Gas and Mineral Lease.

IN WITNESS WHEREOF, this instrument is executed by the undersigned Lessor on the respective date of acknowledgment below, but is effective as of the date of December 8, 2006, date of The Lease.

LESSOR: Ritchie Bros. Properties, Inc., a Washington Corporation

BY: DAVID NICHOLSON

Title: DIRECTOR

### CORPORATE ACKNOWLEDGMENT

~~PROVINCE OF BRITISH COLUMBIA~~  
~~STATE OF TEXAS~~ }

COUNTY OF \_\_\_\_\_ }

This instrument was acknowledged before me on the 14<sup>th</sup> day of July, 2008, by DAVID NICHOLSON, DIRECTOR of Ritchie Bros. Properties, Inc., a Washington Corporation, in the capacity therein stated.

DWAT  
Notary Public, ~~State of Texas~~  
~~PROVINCE OF BRITISH COLUMBIA~~  
Darren J. Watt  
Barrister & Solicitor  
6500 River Road  
Richmond, BC  
V6X 4G5  
Tel: 604-207-3899  
Fax: 604-273-9339

Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137